

H-3106-1 - TRANSFERS BY ASSIGNMENT, SUBLEASE, OR OTHERWISE

Format for Decision Showing Additional
Requirements/Compliance for Action
on Record Title Assignment



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

IN REPLY REFER TO

3106 (Office Code)
Serial No.

CERTIFIED MAIL--RETURN RECEIPT REQUESTED

	DECISION
Assignee(s)	: Oil and Gas
	: Assignment Executed:
Assignor(s)	: Assignment Filed: <u>(Date)</u>
	:

Assignment of Record Title - Additional Requirement

The above referenced assignment affecting the record title to the indicated lease was filed in this office on the date shown. Before the assignment may be approved, the following action must be taken:

— The law and regulations require that three copies of the assignment manually executed by the assignor must be filed. We are returning herewith the necessary number of copies for the assignor to execute manually. The signed copies need to be returned to this office within the time permitted below.

— The following discrepancies must be explained or rectified:

EXAMPLE: (1) The assignor indicates that it holds 90 percent of the record title, is assigning 40 percent, and is retaining 30 percent. Our records shows the assignor holds 85 percent of the record title. Possibly the discrepancies may be explained by assignments that have not yet been filed with this office; OR

(2) The lease contains 3,135.24 acres and the assignment purports to transfer title to all 3,135.24 acres, but the land description is for less than all the lands in the lease. Please confirm if the assignment is to be for all the lands in the lease or only that portion of the lands described.

— Pursuant to 43 CFR 3102.4, all assignments and requests for approval of such assignments must be executed in a manner to disclose the relationship between the signatory and the assignor and/or assignee. On the assignment being considered, we are unable to ascertain the following relationship(s). (EXAMPLE: XYZ Company, the assignor/assignee, and John Jones, the signatory). If and when the relationship is disclosed satisfactorily in writing to this office within the time allowed, this office may then be able to approve the assignment.

— No request for approval of the assignment was filed. The assignee(s) must sign a request for approval, certifying qualification to hold Federal oil and gas lease interests, and should use the back of the BLM-approved form enclosed for that purpose.

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— The assignment was filed more than 90 days after it was executed by the assignor(s). The Federal oil and gas leasing regulations at 43 CFR 3106.1 specify that this office may require verification that the assignment is still in force and effect in order for the assignment to be approved. As soon as all parties to the assignment confirm the validity of the assignment in writing to this office, provided it is done within the time permitted, the assignment may be approved.

— Other deficiencies:

The assignor and/or assignee are allowed 30 days (or longer, as deemed appropriate by State Office procedures) from the receipt of this decision to correct the defect indicated above. If the proper corrective action is not filed in this office within the time permitted (or any extension thereof granted pursuant to a written request received before the expiration of the time allowed), the assignment will not be approved. Any disapproval of the assignment pursuant to this paragraph will be without prejudice to the execution and filing of a subsequent similar assignment with proper filing fees.

During the compliance period specified above, there is no right of appeal to the Interior Board of Land Appeals and an appeal filed within the compliance period is subject to dismissal as being premature. The 30-day appeal period commences upon the expiration of the above-stated compliance period.

Standard appeal paragraph (See Handbook 3100-1, Chapter 1).

Authorized Officer

Enclosure(s)
Assignment Forms (as applicable)
Form 1842-1

Distribution:
Assignor (without assignment forms)

NOTE: While the above format appears as a checklist, any decision issued is to address only the specific defect necessitating additional requirements. Word processing equipment normally can be programmed to select the appropriate paragraph.